# GUARDSMAN FOLEY

Locked Up for Missing Drills and His Family Left to Suffer.

Earns \$1.50 a Day and Supports Mother and Sister.

though the State supported the National Guard there were very many expenses not covered by the State. His membership became a drain he could not meet and still support his family. When a young man can only earn about \$1.50 to \$1.75 a "How often do you have to drill?"

To mis work, with a withoute mother left with a without in the house, and shut up here as if he had killed a man or robbed a bank. It's all right to say I ought to have attended drills or been excused. But I couldn't go, and there was no chance for excuse if I had asked it."

CUSICK'S HARD LOT.

"How often do you have to drill?" day at best, and has to support himself and a widowed mother and a sister, there is not a large margin left for even the not Member of the Ninth Regiment, Earns \$1.50 a Day and Sunwas for five years and he was forced to stny a Guardsman.

By and by hard times came and \$1.50 a day meant hard work. In Foley's case it

Widow Foley and Her Daughter Telling of Her Son's Imprisonment.

The young man is a member of the Ninth Regiment. He drives a truck, and be-

which can for a trival offence drag one off to jail, leaving penniless dear ones to "I'll not go to jail to-night," said Foleysuffer.

"Why not come in the morning and get me. "It would be a suffer."

Three years ago friends of Foley, who were members of the Ninth Regiment, took him to the handsome armory of the regi-

placing oneself within the grasp of a power with a warrant for your arrest for not apfor his sister Maggie, and he always insists

When his father died, about ten years ago, Justed, and Foley was told that the mar- He left not a cent in the house,

he stepped into the place of family provider, and since then has been the sole support of his widowed mother and sister Maggie, who is a clever little pupil in Grammer School No. 57.

When morning came Foley waited in vain. Haven't paid last month's rent yet. Hugh only gets \$1.50 a day, and I counted on this week's work for the rent. Now he will however, so he walked around to his employer and began work. When he came to him, for he had worked that much below the form he was arrested.

were members of the Ninth Regiment, took him to the handsome armory of the regiment, in West Twenty-sixth street. Foley was charmed with the sight of his friends in blue uniforms marching with rifes. He liked the companionship in the company's room and the friendly clubhouse freeling there is usually in a well-apyon want to take me there you can walk or to the Ninth Regiment, took him to the handsome armory of the regiment, took and the said that he was arrested.

The agent came for the rent to-day, but it couldn't pay it. We may all be dispossed to-morrow, but the agent said that it was a shame to arrest Hugh, and he said that he would write a letter about Hugh to friends of his, so maybe he wont disposses us. Hugh wanted to pay the said that he would write a letter about Hugh to friends of his, so maybe he wont disposses us. Hugh wanted to pay the

feeling there is usually in a well-ap- you want to take me there you can walk or pay the fare." \$8.87 fine by installments, but they wont let him. Then Mr. Dwyer, the man he

"Why not enlist?" put in one of Foley's

The trouble was settled by Foley's captor paying the fare. It was Wednesday noon when Foley was taken to Ludlow Street a reward of a diamond set badge or gold Jail. He is there to-day, and will probably boy. my only support, should be put in the following the fare. The full twenty days' penalty jail because he didn't go to a few militia.

pin is offered yearly to the person bringing to the regiment the largest number of recruits. Foley's friends were as eager to win the medal as other Guardsmen, and he became a National Guardsman.

The is there for the full twenty days' penalty jail because he didn't go to a few militiangly in the medal as other Guardsmen, and he became a National Guardsman.

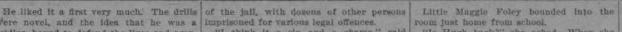
Foley talked over his case at Ludlow the injustice and hardship of their law. Street Jail yesterday. He was confined in lit's a queer law that robs the widow and

A DRAIN IN STRENGTH AND MONEY. | a great iron-barred space on the first floor the fatheriess of their mainstay."

ing kept late at his work missed drills. His fines amounted to \$8.87. He could not pay and is in Ludlow Street Jail, where he will have to remain twenty days.

The prisoner is a son of the late Daniel I'll not run away."

"That's a great game," Foley said, after



"How often do you have to drill?"

"Once a week for about seven months out of the twelve. There are also during

Regiments appeared to be the city organi

zations which enforced the law imprisoning delinquents, while the Seventy first

Seventh and Twenty-second never appeare

"I don't remember the last three regi ments ever sending a man here," said the deputy warden. "I guess they are opposed to the law, or that all the delin-

"That's what makes it harder to bear," said Foley, "It's the rich militiamen who can stay away from drill without fear,

and the poor one who can't because he goes to juil."

MRS. FOLEY'S STORY,

The flat where Foley lives is on the ground floor of No. 224 West Fifty-sixth street. It is of three tlay rooms, but is

rettlly furnished. It was there the mother

"Hugh was niways a good boy. He works

of the imprisoned militiaman told her pathetic tale.

she shall stay in school and get a good

let him. Then Mr. Dwyer, the man he works for, offered to pay the fine, but

"I will not walk," replied the marshal.
"Then you do not take me to jail," re. Hugh, of course, would have to work nearly

"It would have been all right but some

quents pay their fines."

were novel, and the idea that he was a imprisoned for various legal offences.
soldler, bound to defend the lives and property of every citizen of the State of New Foley, "that because a man has been ableard that her brother was still locked York, was a pleasant one. But by and by sent from drill he can be taken right away Ludlow Street Jall she wept with her his enthusiasm falled. He found that al- from his work, with a widowed mother left mother.

### In Jail for Missing Drills While Attending to His Business.

Michael J. Cusick, a young plumber at you are not excused. If you stand in with an officer you can get excused. If If No. 92 Western Boulevard, went to Ludlow with an officer you can get excused. If
you do not you get in jail if you don't
follow the rules and regulations."

"Are there many arrests made in this
manner?"

THE GRIST OF FINES.

Street Jail yesterday afternoon to keep
Foley company. Cusick is a member of
Company K. Twelfth Regiment, and was
sent to jail because he could not pay \$15 in
fines for non-attendance at drills.

Prominent Lawyers Engaged—Should the

#### SOLDIERS ON JAILS. Colonel Dowd, of the Twelfth, and His Men Discuss Imprisonments.

Heman Dowd, Colonel Twelfth Regiment: I believe the law providing for the imprisonment of members of the Na-tional Guard in the Ludlow Street Jail to be salutary and necessary. Discipline is necessary in military affairs. Without it no soldlery can be effective. Confinement in Ludlow Street Juil is the only punishment we can inflict that will be corrective and preventive of disobodience and disreand preventive of disopodictice and disre-gard of duties. When a man joins the regiment he does so voluntarily, and knows just what he will be required to do. He takes an oath to do his duty, and fully understands that he must pay his dues and attend drills and camp and rife practice duty. It has before dear the produes and attend drills and camp and rifle practice duty. If he is fined for infractions of the relies, he must pay the fine, and the only way we can enforce payment is to send the neglectful ones to juli. Otherwise there would be no means of maintaining discipline. Without the wise provision of the law, which compels obedience to duty under penalty of imprisonment in Ludlow Street Juli, the National Guard of New York would soon be in the condition of that of New York would soon be in the condition of that of New Yorks, where there is little or no discipline. If that law should be repealed, I would instantly resign my commission. A commander without power to enforce his command is practically a nonentity. The men are not treated harship. They are given and less than the continuous controlled the sould be repeated to enforce his command is practically a nonentity. The men are not treated harship. They are given a mole

The prisoner is a son of the late Daniel

Foley, a Harlem tinsmith. He is broad

Shouldered and is twenty-three years old.

The not run away."

of Hugh's friends got him into the regimental marshal was ment, and he didn't have the money to keep amount of the didn't have the money to keep and the d When I joined this regiment I knew what would be expected of me. and I accepted the regulations intending to live up to them. Every man does the same thing; still, I think confinement in Lindlew Street Jail is a harsh measure. If there could be found any solution of the there could be found any solution of the

John Fennell, private, Company G. Twelfth Regiment: In my opinion,

# Coom just home from school. "Is Hugh back?" she asked. When she

Brutal Treatment at the Westchester Home.

Strong Evidence from Many Witnesses Ready for the Investigation Before a Referee.

Sought shelter at a neighboring house.
Yonkers, punished, while sick, with a strap having a heavy buckle on the end used. Has made statement under or five years old until the blood ran.

Sought shelter at a neighboring house.

CRAND SYMPHONY CONCERT.

Boston Orchestra Again Heard at the from children with cat-o'-nine-talls and quently kept in chains for long periods for truancy and other small offences, Has marks of chains made years ago.

And that he was twice beaten with a strap until he was black and blue, and that he has seen other children beaten in the same way. Testifies to the use of chains and that Pierce frequently held the heads of children under water until they were active transfeld.

And that he has seen other children to the use of chains and that Pierce frequently held the heads of children under water until they were headly stransfeld.

And said that they were often wapped that they were better wapped in the same way while they were better wapped that they were often they wapped that a correct, there will be solded the theoleas of the often wapped that a correct they of the often wapped that a correct they wappe JOHN BONNETT, Yonkers, sworn state-

statement that he was chained and lashed on the back many times until the blood was drawn, Hands torn and blistered with a strap. CHARLES OLMSTEAD, Peekskill, sworn

statement that he was chained and

WILLIAM SCHULTZ, Yonkers, sworn statement that he was often whipped with a whalebone horsewblp until body was covered with blood. Wore chains four months day and night. JESSE LEONARD had a whip broken on

him while pumping water because he did not pump fast enough.

EDWARD GROVES, White Plains, sworn statement that he was chained four months and beaten on the bare body twice a week during that time for run ning away. Saw girls handcuffed and chained. Saw five boys chained together and made to sleep in their chains. HARRY WEEKS, New York, wore chains day and night nearly four months at

other children both chained and whipped.
CHARLES ROBINSON, White Plains, frequently chained and whipped.
WILLIAM BOTHWICK, New York.
WILLIAM BOTHWICK, New York.

whipped with a cat-o'-nine-talls and chained. Witnessed many cruelties. CHARLES and FRED VOLMER, Sing Sing, both assert that they were chained

THOMAS OWENS, is said by several for-mer inmates to have had his finger broken during the past fear. A contract was signed

with a whip by Pierce.
WILLIAM MULLINS, Yonkers, sworn statement that his back was frequently bloody from Pierce's lash. Chained to

WILLIAM HENNESSEY, Sing Sing, sworn statement that he was lacerated with whip for running away and chained to

WILLIAM MACKEY, wore chains many weeks, and was once whipped so severely before other boys that furniture and SAMUEL EVANS, Cruger's Station, horse-

## OUR NEW BUILDING

CONFRONT PIERCE Is nearing completion, which makes it imperative that we close out the stock in our old warerooms at once. We know that to do this we cannot stand on price; we've therefore

To Tell Their Story To-day of MARKED DOWN EVERYTHING Below the Lowest Spot Cash figures, and will offer for two weeks

> LIBERAL TERMS OF CREDIT AT THE REDUCED PRICES.

FURNITURE, CARPETS, STOVES, GLOCKS, CURTAINS, GROCKERY, TINWARE, ETC.

Open Seturday Till 10 P. M.

Has been whipped so the blood dripped "Igeyi," Sarah Bernhardt's new

with bruises. Credible witnesses in White Plains corroborate her statement as to one whipping, after which she run away from the Home and display is by Gabriel Pierne.

oath that Pierce frequently drew blood EMMA SCOTT was often whipped with nothing over her but a sheet.

quently held the heads of children under water until they were hearly strangled.

WILLIAM KELLEY. White Plains, swork

WILLIAM KELLEY. White Plains, swork Supreme Court Justice, who appointed Mr. Guernsey referee, and Lawyer Stephen W. Marshall, who was the attorney in a former similar case against the same defendant, would assist Frederick B. Van

with a cat-o-nine-talls, and saw many will probably be deferred until Monday.

## at the Thirty-fourth Street

Sing, both assert that they were chained and bear and between and otherwise ill-treated at La Loie Fuller, with "Salome" and her fire dances, which have been the rage in Europe yesterday, under the terms of which Miss

Fuller is to appear at the Thirty-fourth

Metropolitan. The third concert of the Boston Symfor truancy and other small offences, for truancy and other small offences, all said that they were often whipped all said that they were often wh

THE ART STUL TS' MASK.

A Decorous Ball Under Patrons Time Frolic. The Art Students' League Ball has re-

formed. It has been known as an angual frolle, attended by models in startling con tumes and recklessly happy boys. To-night



COSTUMES WHICH WILL BE WORN BY GUESGS AT THE MASK BALL OF THE ART STUDENTS' CEAGUE TO-NIGHT.